

State of Kansas
Department of Health and Environment

Public Notice Concerning Kansas / Federal
Water Pollution Control Permits and Applications

State of Kansas
Department of Health and Environment
Division of Environment-Bureau of Water
1000 SW Jackson St., Suite 420
Topeka, Kansas 66612-1367
Telephone: (785) 296-6432 - Ag Permits
(785) 296-5517 - All Others

Public Notice No. KS-AG-17-062/064
KS-AG-R-17-004/006
KS-Q-17-038/048
KS-PT-17-006/007

Beginning Date: May 4, 2017
Comments Due: June 3, 2017

In accordance with Kansas Administrative Regulations 28-16-57 through 63, 28-18-1 through 17, 28-18a-1 through 33, 28-16-150 through 154, 28-46-7, and the authority vested with the State by the administrator of the U.S. Environmental Protection Agency, various draft water pollution control documents (permits, notices to revoke and reissue, notices to terminate) have been prepared and/or permit applications have been received for discharges to waters of the United States and the state of Kansas for the class of discharges described below.

The proposed actions concerning the draft documents are based on staff review, applying the appropriate standards, regulations, and effluent limitations of the state of Kansas and the Environmental Protection Agency. The final action will result in a Federal National Pollutant Discharge Elimination System Authorization and/or a Kansas Water Pollution Control permit being issued, subject to certain conditions, revocation, and reissuance of the designated permit or termination of the designated permit.

Public Notice No. KS-AG-17-062/064

Pending Permits for Confined Feeding Facilities

<u>Name And Address of Applicant</u>	<u>Legal Description</u>	<u>Receiving Water</u>
Doug Claassen 12247 NW 130 th Street Whitewater, KS 67154	NW/4 of Section 10 T24S, R04E Butler County	Walnut River Basin

Kanas Permit No.: A-WABU-S018

This permit is being reissued for an existing facility with a maximum capacity of 500 head (200 animal units) of swine more than 55 pounds. There is no change in the permitted animal units from the previous permit cycle.

Walter Penner 15622 NW 130 th Street Whitewater, KS 67154	SW/4 of Section 29 T23S, R03E Butler County	Walnut River Basin
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Kansas Permit No.: A-WABU-S001

This permit is being reissued for an existing facility with a maximum capacity of 380 head (152 animal units) of swine more than 55 pounds. There is no change to the permitted animal units from the previous permit cycle.

Daniel L. Goodman
17975 U Road
Mayetta, KS 66509

NE/4 of Section 07
T08S, R16E
Jackson County

Kansas River Basin

Kanas Permit No.: A-KSJA-S017

This permit is being reissued for an existing facility with a maximum capacity of 50 head (20 animal units) of swine more than 55 pounds, 40 head (40 animal units) of cattle more than 700 pounds and 40 head (20 animal units) of cattle 700 pounds or less, for a total of 80 animal units of swine and cattle. There is no change in the permitted animal units from the previous permit cycle.

Public Notice No. KS-AG-R-17-004/006

Per Kansas Statutes Annotated 65-171d, the following Registration(s) have been received for proposed confined feeding facilities:

Name And Address of Registrant

Livingston Enterprises, Inc.
LEI Lake View, LLC
500 4th Street
Fairbury, NE 68352

Legal Description

SW/4 of Section 03
T01S, R02E

County

Washington

Leroy & Kristi Russell
Russell Cattle
8141 SW Urish Road
Auburn, KS 66402

SW/4 of Section 34
T12S, R15E

Shawnee

Joshua Hartter
Harter Brothers Pork – Home Nursery
2225 192nd Road
Sabetha, KS 66534

SW/4 of Section 34
T01S, R14E

Nemaha

Public Notice No. KS-Q-17-038/048

The requirements of the draft permit public noticed below are pursuant to the Kansas Surface Water Quality Standards, K.A.R. 28-16-28 (b-g), and Federal Surface Water Criteria.

NAME AND ADDRESS OF APPLICANT

Almena, City of
PO Box 277
Almena, KS 67622

RECEIVING STREAM

Prairie Dog Creek

TYPE OF DISCHARGE

Treated Domestic
Wastewater

Kansas Permit No. M-UR01-OO02

Federal Permit No. KS0096768

Legal Description: NE¼, NW¼, NE¼, S9, T2S, R21W, Norton County, KS

The proposed action consists of reissuing an existing Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli, total phosphorus, total recoverable arsenic, and pH.

APAC – Kansas
PO Box 23910
Overland Park, KS 66283

Mill Creek via
Hayes Creek

Pit De-Watering
Stormwater Runoff

Kansas Permit No. I-KS17-PO27

Federal Permit No. KS0086932

Legal Description: W½, S1, T12S, R23E, Johnson County, KS

Facility Name: Shawnee Pit #1

The proposed action is to reissue an existing Kansas/NPDES permit for discharge during a quarrying operation. This facility is engaged in a limestone quarry operation with no rock washing. Outfalls 001 and 002 consists of only pit drainage and storm-water runoff from the active quarry area and haul roads. Wastewater from other outfalls on-site including storm-water from the landfill area, are regulated either by the Bureau of Waste Management (Permit #263) or by a general, industrial storm-water permit. (G-KS68-0002). The proposed permit contains generic language to protect Waters of the State.

Ashland, City of
PO Box 547
Ashland, KS 67831

Bear Creek

Treated Domestic
Wastewater

Kansas Permit No. M-CI01-OO02

Federal Permit No. KS0089575

Legal Description: SW¼, NW¼, NW¼, S18, T33S, R22W, Clark County, KS

The proposed action consists of reissuing an existing Kansas/NPDES Water Pollution Control permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli, chlorides, and pH.

N.R. Hamm Quarry, Inc.
PO Box 17
Perry, KS 66073

Captain Creek via
Coleman Creek

Pit De-Watering &
Stormwater Runoff

Kansas Permit No. I-KS17-PO03

Federal Permit No. KS0117498

Legal Description: SE¼ & S½, NE¼, S15, T13S, R21E, Douglas County, KS

Facility Name: Eudora Quarry #3/68

The proposed action is to reissue an existing Kansas/NPDES permit for discharge during a quarrying operation. This is a limestone quarrying and crushing operation, with occasional rock washing. All wash water is treated by a large on-site sedimentation pond and is recycled. Outfalls 001, 002 and 003 consist of pit water and storm water runoff. The proposed permit contains generic language to protect Waters of the State.

Harshman Construction LLC
1632 F P Road
Cedar Point, KS 66843

Fall River via
Otter Creek via
Unnamed Tributary

Pit De-Watering &
Stormwater Runoff

Kansas Permit No. I-VE08-PO02

Federal Permit No. KS0098892

Legal Description: SW¼, S3, T27S, R10E, Greenwood County, KS

Facility Name: Braden Quarry

The proposed action is to reissue an existing Kansas/NPDES permit for discharge during a quarrying operation. This is a limestone quarrying and crushing operation with no washing. Outfall 001A1 consists of stormwater runoff and pit water. The proposed permit contains generic language to protect Waters of the State.

Nesika Energy, LLC
PO Box 169
Scandia, KS 66966

Republican River via
Pipeline

Process Wastewater

Kansas Permit No. I-LR22-PO01

Federal Permit No. KS0096539

Legal Description: SE¼, S20, T3S, R5W, Republic County, KS

Facility Name: Nesika Energy – Ethanol Plant

Facility Location: 1020 70th Road, Scandia, KS 66966

The proposed action is to reissue an existing Kansas/NPDES permit for an existing facility. This facility dry grinds grain which is mixed with recycled process water to form a slurry. The slurry is heated to breakdown the starches to sugars, cooled using multi-media filtered well water and sent to fermentation tanks to manufacture ethanol by natural fermentation, distillation, and a molecular sieve. Well water is chlorinated, filtered through multimedia filters, and stored for distribution to the R.O. system, cooling towers, and process cooling and make-up. A majority of the RO permeate is used for cooling tower make-up water. The remaining R.O. permeate is further treated with a softener and deaerator, for use as boiler feed water. Multi-media filter backwash is directed to a backwash settling tank for solids removal and equalization. Tank decant water passes through a bag filter and is either recycled to the head of plant or discharged to river. Other discharge water includes cooling tower blowdown, softener regenerate and reverse osmosis concentrate, which is discharged to the Republican River or an adjacent feedlot lagoon via a pipeline. Process wastewater, boiler blowdown, process area floor drains, and water from the evaporator is recycled to the cook water tank for reuse in the process or discharged to the adjacent feedlot lagoon. The proposed permit contains limits for total suspended solids, total residual chlorine, sulfate, chloride, whole effluent toxicity, and pH, as well as monitoring for total phosphorus, total recoverable copper, and flow.

Norton Correctional Facility
PO Box 546
Norton, KS 67654

Prairie Dog Creek via
Walnut Creek

Treated Domestic
Wastewater

Kansas Permit No. M-UR16-OO02

Federal Permit No. KS0095834

Legal Description: SE¼, SW¼, SW¼, S28, T2S, R22W, Norton County, KS

The proposed action is to reissue an existing Kansas/NPDES permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli, and pH.

St. Francis, City of
PO Box 517
St. Francis, KS 67756

South Fork of
Republican River

Treated Domestic
Wastewater

Kansas Permit No. M-UR18-OO01

Federal Permit No. KS0031089

Legal Description: NW¼, NW¼, NW¼, S23, T3S, R40W, Cheyenne County, KS

The proposed action is to reissue an existing Kansas/NPDES permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand and total suspended solids, as well as monitoring for ammonia, E. coli, fluoride, and pH.

Walton, City of
PO Box 200
Walton, KS 67151

Sand Creek via
Beaver Creek via
Unnamed Tributary

Treated Domestic
Wastewater

Kansas Permit No. M-LA17-OO01

Federal Permit No. KS0026140

Legal Description: NE¼, NW¼, SW¼, S19, T22S, R2E, Harvey County, KS

The proposed action is to reissue an existing Kansas/NPDES permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and E. coli, as well as monitoring for ammonia, total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total nitrogen, and pH.

Wichita, City of
Wichita Water Utilities
1815 West Pine
Wichita, KS 67203

Arkansas River via
Storm Sewer

Process Wastewater

Kansas Permit No. I-AR94-PO10

Federal Permit No. KS0099757

Legal Description: SW¼, SE¼, S18, T27S, R01E, Sedgwick County, KS

The proposed action is to reissue an existing permit for an existing facility. This is a public water treatment plant. This permit is for the temporary discharge of non-chlorinated filter influent water, filter backwash water and miscellaneous waters from on-line monitoring equipment, etc. The non-chlorinated waters are routed without treatment to the Arkansas River via a storm sewer. The proposed permit contains limits for total suspended solids and pH.

Windom, City of
PO Box 38
Windom, KS 67491

Little Arkansas River
via Unnamed Tributary

Treated Domestic
Wastewater

Kansas Permit No. M-LA18-0001

Federal Permit No. KS0051721

Legal Description: NW¼, NE¼, NE¼, S30, T19S, R5W, McPherson County, KS

The proposed action is to reissue an existing Kansas/NPDES permit for an existing facility. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, and E. coli, as well as monitoring for total phosphorus, nitrate + nitrite, total Kjeldahl nitrogen, total recoverable arsenic, chlorides, selenium, and pH.

Public Notice No. KS-PT-17-006/007

The requirements of the draft permits public noticed below are pursuant to the Kansas Administrative Regulations 28-16-82 through 28-16-98, and U.S. Environmental Protection Agency Pretreatment Regulation 40 CFR 403.

<u>NAME AND ADDRESS OF APPLICANT</u>	<u>RECEIVING FACILITY</u>	<u>TYPE OF DISCHARGE</u>
Dayton Superior Corporation 7777 Washington Village Dr., Suite 130 Dayton, Ohio 45459	Parsons MWWTP	Process Wastewater

Kansas Permit No. P-NE55-0007

Federal Tracking No. KSP000097

Facility Name: Dayton Superior Corporation

Facility Location: 1900 Wilson Avenue, Parsons, KS 67357

The proposed action consists of reissuing an existing pretreatment permit for an existing facility. This facility manufactures concrete reinforcing bars and rods made of steel. The steel is processed in a phosphating operation, prior to being painted, to produce the final product. Phosphating is considered to be a type of conversion coating operation, which is one of the six core processes under the Metal Finishing Standard. Outfall 001 consists of phosphating wastes, which can be discharged to the city sewer, from one of two tanks. The proposed permit contains limits for total toxic organics, cadmium, chromium, copper, lead, nickel, silver, zinc, cyanide, and pH, as well as monitoring of flow.

RitePack, Inc.
502 South 15th Street
Elwood, KS 66024

Elwood MWWTP

Process Wastewater

Kansas Permit No. P-MO05-0003

Federal Tracking No. KSP000105

The proposed action consists of reissuing an existing pretreatment permit for an existing facility. This facility produces insecticide ear tags for cattle, pour-ons and premise sprays. Outfall 001 consists of process wastewater resulting from the cleaning of equipment between product changes. A small amount of wastewater from hand washing from a large sink and domestic wastes from restrooms are discharged directly to the city sewer. Process wastewater is held in a holding tank and is discharged to the city sewer as a batch. Wastewater can be treated by being neutralized and heated before being discharged to the city sewer, if necessary. The proposed permit contains limits for total toxic organics, cadmium, chromium, copper, lead, nickel, silver, zinc, cyanide, and pH, as well as monitoring of flow.

Persons wishing to comment on or object to the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments or objections considered in the decision making process. Comments or objections should be submitted to the attention of Livestock Waste Management Section for agricultural related draft documents or applications, or to the permit clerk for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas 66612-1367.

All comments regarding the draft documents or application notices received on or before **June 3, 2017**, will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-17-062/064, KS-AG-17-R-004/006, KS-Q-17-038/048, KS-PT-17-006/007) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/ application. If response to any draft document / application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents / application and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available on the Internet at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8 a.m. to 5 p.m., Monday through Friday, excluding holidays.